

WEDNESDAY, FEBRUARY 25, 1981

THIRTEENTH LEGISLATIVE DAY

The House met at 1:30 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Reverend Billie Friel, First Baptist Church, Mt. Juliet, Tennessee.

Representative Bell (Wilson) led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 96

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

The Speaker announced that Representative Smith was excused because of business purposes.

ENROLLED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 48 and 270; and House Resolutions Nos. 10 and 11; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 48 and 270; and House Resolutions Nos. 10 and 11.

CALENDAR

Mr. Severance moved that House Bill No. 297 be placed on the Calendar for Wednesday, March 4, 1981, which motion prevailed.

House Bill No. 129—To amend Section 39-1411, Code.

On motion, House Bill No. 129 was made to conform with Senate Bill No. 198.

On motion, Senate Bill No. 198, on same subject, was substituted for House Bill No. 129.

Mr. Akard moved that Senate Bill No. 198 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

House Bill No. 124—To provide standards for support allowance certain minors.

Mr. Murphy (Shelby) moved that House Bill No. 124 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

House Bill No. 228—To allow expungement of divorce records.

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Mr. Murphy (Davidson) moved that House Bill No. 228 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	89
Noes	5
Present and not voting	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Roane), Hillis, Hudson, Hurley, Huskey, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Yelton and Mr. Speaker McWherter—89.

Representatives voting no were: Henry (Blount), Jared, Rhinehart, Robertson and Scruggs—5.

Representative present and not voting was: Work—1.

A motion to reconsider was tabled.

House Bill No. 290—To amend Section 9-9-401, Code.

Mr. Murphy (Davidson) moved that House Bill No. 290 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 141—To waiver requirements for marriage license.

Mr. Starnes moved that House Bill No. 141 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes	0

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Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

House Bill No. 142—To amend Section 16-2-102, Code.

Mr. Starnes moved that House Bill No. 142 be passed on third and final consideration.

Mr. McKinney moved that House Bill No. 142 be re-referred to the Committee on State and Local Government.

Mr. Starnes moved that the motion be tabled, which motion failed.

Thereupon, the motion to re-refer House Bill No. 142 to the Committee on State and Local Government prevailed.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

House Bill No. 144—To provide for sittings, Court of Appeals.

Mr. Starnes moved that House Bill No. 144 be passed on third and final consideration.

Mr. Wallace moved that House Bill No. 144 be re-referred to the Committee on State and Local Government, which motion prevailed by the following vote:

Ayes	50
Noes	39
Present and not voting	2

Representatives voting aye were: Baker, Bewley, Bivens, Bragg, Byrd, Chiles, Clark (Sumner), Cobb, Crain, Davidson, Davis (Gibson), Disspayne, Duer, Duncan, Ellis, Frensley, Gaia, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Johnson, Jones, Kelley, Kent, King (Washington), Lashlee, McKinney, Miller, Montgomery, Moore, Murphy (Davidson), Naifeh, Percy, Pickering, Robertson, Robinson (Davidson), Scruggs, Shockley, Small, Spence, Stallings, Sterling, Turner, Ussery, Wallace, Webb, Wix and Wolfe—50.

Representatives voting no were: Akard, Bell (Knox), Bell (Wilson), Brewer, Buck, Burnett, Carter, Clark (Davidson), Copeland, Covington, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Ford, Harrill, Huskey, Jared, King (Shelby), McAfee, McNally, Martin, Murphy (Shelby), Murray, Phillips, Rhinehart, Richardson, Robinson (Hamilton), Robinson (Washington), Severance, Starnes, Tanner, Wheeler, Whitson, Withers, Wood, Work and Yelton—39.

Representatives present and not voting were: Owen and Stafford—2.

House Bill No. 203—To amend Title 67, Chapter 58, Code.

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Mr. Starnes moved that House Bill No. 203 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	96
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

A motion to reconsider was tabled.

House Bill No. 277—To amend Section 37-210, Code.

Mr. Starnes moved that House Bill No. 277 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—97.

A motion to reconsider was tabled.

House Bill No. 202—To provide composition, hospital boards.

On motion, House Bill No. 202 was made to conform with Senate Bill No. 313.

On motion, Senate Bill No. 313, on same subject, was substituted for House Bill No. 202.

Mr. Starnes moved that Senate Bill No. 313 be passed on third and final consideration.

Mr. Buck moved to amend as follows:

AMENDMENT NO. 1

Amend Senate Bill No. 313 as follows:

To amend Section 1 paragraph C by adding the following sentence.

However all contracts or contracts of service or supplies, between said corporations and board members, shall be competitively bid except for contracts for professional services such as legal counsel, medical service, or accounting.

Mr. Starnes moved that the amendment be tabled, which motion failed by the following vote:

Ayes	45
Noes	47
Present and not voting	1

Representatives voting aye were: Bell (Knox), Bell (Wilson), Bivens, Bragg, Burnett, Carter, Chiles, Clark (Davidson), Copeland, Covington, Davidson, Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Ellis, Gaia, Harrill, Hurley, Jared, Kernell, King (Shelby), Love, McAfee, McNally, Miller, Moore, Murphy (Shelby), Murray, Naifeh, Pickering, Pruitt, Rhinehart, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Starnes, Wheeler, Withers, Wix, Wood, Work and Yelton—45.

Representatives voting no were: Akard, Baker, Bewley, Buck, Byrd, Clark (Sumner), Cobb, Crain, Davis (Gibson), Dills, Duncan, Frensley, Gill, Henry (Roane), Hillis, Hudson, Huskey, Johnson, Jones, Kelley, Kent, King (Washington), Lashlee, McKinney, Martin, Montgomery, Murphy (Davidson), Owen, Percy, Phillips, Richardson, Robertson, Scruggs, Severance, Shirley, Shockley, Small, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Whitson and Wolfe—47.

Representative present and not voting was: Spence—1.

Mr. Starnes moved that Senate Bill No. 313 be placed on the Calendar for Thursday, February 26, 1981, which motion prevailed.

House Bill No. 383—To make provisions, emergency treatment of minors.

Mr. Starnes moved that House Bill No. 383 be passed on third and final consideration.

Mr. Starnes moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 383 by inserting the words “reasonable degree of” between the words “to a” and “medical certainty” in the first sentence of the amendatory new section Section 1.

On motion, the amendment was adopted.

Thereupon, House Bill No. 383, as amended, passed its third and final consideration by the following vote:

Ayes	95
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, John-

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son, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

Mr. Lashlee moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 89 out of order, which motion prevailed.

House Joint Resolution No. 89—Relative to honoring Mary Lou Hampton Gilliland—By Lashlee, Naifeh, Tanner, Stallings and Johnson.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Lashlee, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Naifeh moved that the rules be suspended for the purpose of considering House Bill No. 686 out of order, which motion prevailed.

On motion, the rules were suspended for the immediate consideration of the bill.

House Bill No. 686—To create perpetual trust fund, certain counties.

On motion, House Bill No. 686 was made to conform with Senate Bill No. 895.

On motion, Senate Bill No. 895, on same subject, was substituted for House Bill No. 686.

Mr. Naifeh moved that Senate Bill No. 895 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

A motion to reconsider was tabled.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bill No.

197—To regulate membership, Fiscal Review Committee; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 197—To regulate membership, Fiscal Review Committee.

SENATE AMENDMENT NO. 2

Amend House Bill No. 197 by deleting Section 1 in its entirety and by substituting in lieu thereof the following:

SECTION 1. Tennessee Code Annotated, Section 3-7-101, is amended by deleting the word and figure “eleven (11)” in the second sentence of the first paragraph of that section and substituting instead the word and figure “fifteen (15)”.

Tennessee Code Annotated, Section 3-7-101 is further amended by deleting the word and figure “four (4)” in the first sentence of the second paragraph and substituting instead the word and figure “six (6)”.

Tennessee Code Annotated, Section 3-7-101 is further amended by deleting the word and figure “seven (7)” in the first sentence of the second paragraph and substituting instead the word and figure “nine (9)”.

Mr. Rhinehart moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes	94
Noes	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

Representatives voting no were: Owen and Robertson—2.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENT

House Bill No. 52—To amend Section 43-16-110, Code.

SENATE AMENDMENT NO. 1

Amend House Bill No. 52 by adding at the end of the amendatory language of Section 1 the following:

If the charter of any association organized under this chapter provides for a term of existence, not exceeding fifty (50) years, such charter is hereby deemed to be amended to provide that the duration of the association is perpetual, unless a majority of the members of such association shall vote to limit the duration of the association to some other period of time in accordance with the provisions of Tennessee Code Annotated, Title 48, Chapter 3. Provided, however, in no event may the members so amend the charter of an association which has been in existence for more than fifty (50) years.

Mr. Pickering moved that the House concur in Senate Amendment No. 1, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—97.

A motion to reconsider was tabled.

Mr. Moore moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 96 out of order, which motion prevailed.

House Joint Resolution No. 96—Relative to supporting Servicemen's Retention Act—By Moore, Hurley, Hillis, Lashlee, Yelton, Shockley, Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hudson, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Mr. Speaker McWherter.

Mr. Moore moved that House Joint Resolution No. 96 be adopted, which motion prevailed by the following vote:

Ayes	97
Noes	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley,

Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—97.

A motion to reconsider was tabled.

Mr. Richardson moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 91 out of order, which motion prevailed.

House Joint Resolution No. 91—Relative to designating “Victory at Yorktown Day”—By Richardson.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Richardson, the resolution was adopted.

A motion to reconsider was tabled.

Mr. Dills moved that the rules be suspended for the purpose of introducing House Resolution No. 12 out of order, which motion prevailed.

House Resolution No. 12—Relative to honoring Shelton A. Carter—By Dills.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Dills, the resolution was adopted.

A motion to reconsider was tabled.

SECOND ROLL CALL

The roll call was taken with the following results:

Present 96

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Frensley, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kelley, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Shockley, Small, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 88—Relative to implementation, Educational Television Network Act—By Lashlee, Davis (Gibson), Bivens, Work, Wood and Shockley.

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The Speaker referred House Joint Resolution No. 88 to the Committee on Education.

House Joint Resolution No. 90—Relative to honoring Ruth Trotter—By Martin.

Under the rules, House Joint Resolution No. 90 was referred to the Committee on Calendar and Rules.

INTRODUCTION OF BILLS

House Bill No. 957—To make certain provisions, state surplus property—By Burnett.

Passed first consideration.

House Bill No. 958—To clarify rules of appellate procedure—By Burnett and McKinney.

Passed first consideration.

House Bill No. 959—To set maximum level, student assistance awards—By Burnett.

Passed first consideration.

House Bill No. 960—To provide for selection, appellate court judges—By Burnett.

Passed first consideration.

House Bill No. 961—To make certain provisions, appellate court nominating commission—By Burnett.

Passed first consideration.

House Bill No. 962—To require reimbursement, certain incarceration costs—By Burnett, Naifeh and McNally.

Passed first consideration.

House Bill No. 963—To make provisions, certain payroll deductions—By Burnett and Henry (Roane).

Passed first consideration.

House Bill No. 964—To make certain provisions, Higher Education Commission—By Burnett.

Passed first consideration.

House Bill No. 965—To increase benefits, Consolidated Retirement System—By Burnett.

Passed first consideration.

House Bill No. 966—To make certain provisions, voter registration—By Burnett.

Passed first consideration.

House Bill No. 967—To make certain provisions, industrial arts education—By Burnett.

Passed first consideration.

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House Bill No. 968—To regulate sale, certain estates—By Burnett.

Passed first consideration.

House Bill No. 969—To provide for Superintendent of Highways, Morgan County—By Burnett.

Passed first consideration.

House Bill No. 970—To require Performing Arts Center to comply, Public Meetings Law—By Burnett and McKinney.

Passed first consideration.

House Bill No. 971—To require open records, Performing Arts Center—By Burnett and McKinney.

Passed first consideration.

House Bill No. 972—To make certain provisions, Workers Compensation—By Burnett and McKinney.

Passed first consideration.

House Bill No. 973—To regulate vocational-technical school system—By Burnett and Work.

Passed first consideration.

House Bill No. 974—To exempt certain fraternal societies, sales or use tax—By Bragg.

Passed first consideration.

House Bill No. 975—To make certain provisions, courts, Monroe County—By Harrill.

Passed first consideration.

House Bill No. 976—To restructure the juvenile court system—By Robertson and Carter.

Passed first consideration.

House Bill No. 977—To levy privilege tax, certain amusements, Unicoi County—By Whitson.

Passed first consideration.

House Bill No. 978—To make provisions, Road Commission, Henderson County—By Kelley.

Passed first consideration.

House Bill No. 979—To regulate purchasing, Henderson County—By Kelley.

Passed first consideration.

House Bill No. 980—To amend Chapter 477, Private Acts 1929—By Ford and Huskey.

Passed first consideration.

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House Bill No. 981—To regulate keeping of certain animals—By Kent.

Passed first consideration.

House Bill No. 982—To make supplemental appropriation, State Government—By Henry (Blount), Rhinehart, Bragg, Carter and Henry (Roane).

Passed first consideration.

House Bill No. 983—To consolidate certain litigation taxes—By Bragg.

Passed first consideration.

House Bill No. 984—To make certain provisions, administrator's licenses—By Chiles and Davis (Hamilton).

Passed first consideration.

House Bill No. 985—To regulate posting, bond resolutions—By Wallace.

Passed first consideration.

House Bill No. 986—To make provisions, apportionment of school districts—By Robinson (Washington) and King (Washington).

Passed first consideration.

House Bill No. 987—To regulate local administration of education—By Robinson (Washington) and King (Washington).

Passed first consideration.

House Bill No. 988—To make provisions, certain boards of education—By Robinson (Washington) and King (Washington).

Passed first consideration.

House Bill No. 989—To authorize severance tax, Humphreys County—By Pickering.

Passed first consideration.

House Bill No. 990—To levy privilege tax, lodging, Humphreys County—By Pickering.

Passed first consideration.

House Bill No. 991—To enact litigation tax, Humphreys County—By Pickering.

Passed first consideration.

House Bill No. 992—To amend Section 57-4-201 (e), Code—By Kernell.

Passed first consideration.

House Bill No. 993—To regulate rental location agents—By Davis (Hamilton).

Passed first consideration.

House Bill No. 994—To amend Real Estate Broker License Act—By Davis (Hamilton).

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Passed first consideration.

House Bill No. 995—To regulate letting of highway contracts—By Ussery, Pickering, Kent, Hurley, Turner, Byrd, Whitson, Wheeler, Henry (Blount), Starnes, DePriest, Davidson, Kernell, Bragg, Wix, Davis (Gibson), Hillis, Smith, Henry (Roane), Severance, Stafford, Robertson, Ford, Scruggs, Clark (Sumner), Robinson (Washington), Davis (Pickett), Shirley, Withers, Gaia, Gill, Work, Small, Wolfe, Moore, Sterling, Covington, Duncan, Martin, Cobb, McKinney, Chiles, Baker, Buck, Bell (Knox), Frensley, Yelton, Montgomery, Dills, Duer, McAfee, Wood, Copeland, Harrill, Bell (Wilson), Carter, Kelley, Bivens, Akard, Percy, Hudson and Disspayne.

Passed first consideration.

House Bill No. 996—To provide assistance, jail construction—By Miller, Johnson, Owen and Mr. Speaker McWherter.

Passed first consideration.

House Bill No. 997—To reapportion State Senatorial Districts 31 and 32—By Henry (Roane).

Passed first consideration.

House Bill No. 998—To reapportion State Representative Districts 94 and 95—By Henry (Roane).

Passed first consideration.

House Bill No. 999—To make certain provisions, family planning programs—By Wood, Richardson, Lashlee, Buck, Ellis, Frensley and Chiles.

Passed first consideration.

House Bill No. 1000—To regulate Tennessee Energy Authority—By Carter and Hillis.

Passed first consideration.

House Bill No. 1001—To amend Medical Laboratory Act—By Martin.

Passed first consideration.

House Bill No. 1002—To amend Strip Mining Law—By Robertson, Henry (Roane), Burnett, Bewley, Webb, Severance, Huskey and Percy.

Passed first consideration.

House Bill No. 1003—To increase motor vehicle fuel use tax—By Robertson, Henry (Roane), Carter, Henry (Blount), Harrill, Robinson (Washington) and Percy.

Passed first consideration.

SENATE BILLS ON FIRST CONSIDERATION

Senate Bill No. 11—To amend Title 39, Chapter 28, Code.

Passed first consideration.

Senate Bill No. 111—To regulate voting rights, certain county officials.

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Passed first consideration.

Senate Bill No. 124—To amend Title 26, Chapter 2 and Title 50, Chapter 3, Code.

Passed first consideration.

Senate Bill No. 223—To regulate legal holidays, leave, certain persons.

Passed first consideration.

Senate Bill No. 449—To regulate fees, registers.

Passed first consideration.

Senate Bill No. 473—To amend Section 53-1308 (b), Code.

Passed first consideration.

Senate Bill No. 511—To regulate license, Nursing Home Administrators.

Passed first consideration.

Senate Bill No. 537—To amend Section 54-17-114, Code.

Passed first consideration.

Senate Bill No. 686—To regulate speed limits.

Passed first consideration.

Senate Bill No. 745—To regulate publication, ordinances, penal nature.

Passed first consideration.

Senate Bill No. 780—To name "Roscoe Stephens Bridge."

Passed first consideration.

SENATE BILLS ON SECOND CONSIDERATION

Senate Bill No. 31—To amend contractors licensing Act of 1976.

Passed second consideration and referred to Committee on State and Local Government.

Senate Bill No. 134—To amend Section 26-2-216, Code.

Passed second consideration and referred to Committee on Judiciary.

Senate Bill No. 319—To amend Section 49-1306, Code.

Passed second consideration and referred to Committee on Education.

Senate Bill No. 372—To regulate purchasing offices, certain counties.

Passed second consideration and referred to Committee on State and Local Government.

Senate Bill No. 392—To regulate collection, certain taxes.

Passed second consideration and referred to Committee on Finance, Ways and Means.

HOUSE BILLS ON SECOND CONSIDERATION

House Bill No. 927—To make provisions, certain city courts and judges.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 928—To authorize financing, certain health projects.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 929—To make certain provisions, county notes.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 930—To amend County Recovery and Post War Aid Act.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 931—To protect certain physicians from liability.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 932—To set penalty, violation of certain deer laws.

Passed second consideration and referred to Committee on Conservation and Environment.

House Bill No. 933—To provide guidance counseling, certain students.

Passed second consideration and referred to Committee on Education.

House Bill No. 934—To make certain provisions, inheritance property tax.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 935—To amend Business Tax Act.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 936—To provide for safety, bus passengers.

Passed second consideration and referred to Committee on Transportation.

House Bill No. 937—To make certain requirements, purchase of insurance.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 938—To make certain provisions, Southern College of Optometry.

Passed second consideration and referred to Committee on Education.

House Bill No. 939—To define equity participations, loan transactions.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 940—To create Office of Minority Affairs.

Passed second consideration and referred to Committee on Government Operations.

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House Bill No. 941—To amend Shelby County Restructure Act.

Passed second consideration and held without reference.

House Bill No. 942—To set compensation for writing of credit insurance.

Passed second consideration and referred to Committee on Commerce.

House Bill No. 943—To increase funding for certain programs, Meharry Medical College.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 944—To provide retirement benefits, certain seasonal employees.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 945—To increase privilege taxes, beer and soft drinks.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 946—To make certain provisions, Medicare.

Passed second consideration and referred to Committee on General Welfare.

House Bill No. 947—To provide for investigation, complaints against law enforcement officers.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 948—To increase expense allowance, general assembly.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 949—To include certain roads, state highway system.

Passed second consideration and referred to Committee on Transportation.

House Bill No. 950—To reapportion congressional districts.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 951—To define and set consequences infamous crime.

Passed second consideration and referred to Committee on Judiciary.

House Bill No. 952—To regulate inspection, motor vehicles.

Passed second consideration and referred to Committee on Transportation.

House Bill No. 953—To make provisions, withdrawal of candidate for office.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 954—To regulate industrial development corporations.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 955—To make certain provisions, teachers.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 956—To increase retirement allowances, certain members.

Passed second consideration and referred to Committee on Finance, Ways and Means.

REPORT OF COMMITTEE ON CALENDAR AND RULES

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Thursday, February 26, 1981: House Bills Nos. 188, 381, 382, 528, 537, 538, 539, 540, 541, 184, 253, 193 and 275.

GILL, Chairman.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.

15—To make certain provisions, boards and commissions, Marion County. .

210—To amend Chapter 130, Private Acts, 1927;

637—To control rights-of-way construction, Greene County; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 81, 176, 324 and 325; also, House Joint Resolutions No. 51, 53, 54, 56, 61, 65, 67 and 70; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to return to the House, House Bills Nos.

29—To amend Charter, Centerville;

345—To amend Charter, Portland; both substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 16, 291 and 352; also, Senate Joint Resolutions Nos. 32, 33, 34, 37, 38, 39 and 52; all for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 16, 291 and 352; and Senate Joint Resolutions Nos. 32, 33, 34, 37, 38, 39 and 52.

MOTIONS

On motion of Mr. Owen House Bill No. 34 was recalled from the Committee on Finance, Ways and Means.

On motion of Mr. Owen, House Bill No. 34 was withdrawn from the House.

On motion of Mr. Wix, House Bill No. 347 was recalled from the Committee on Finance, Ways and Means.

On motion of Mr. Wix, House Bill No. 347 was withdrawn from the House.

On motion of Mr. Wix, House Bill No. 108 was recalled from the Committee on Finance, Ways and Means.

On motion of Mr. Wix, House Bill No. 108 was withdrawn from the House.

On motion of Mr. Robinson (Washington), House Bill No. 638 was recalled from the Committee on Agriculture.

On motion of Mr. Robinson (Washington), House Bill No. 638 was withdrawn from the House.

On motion of Mr. Whitson House Bill No. 246 was recalled from the Committee on Education.

On motion of Mr. Whitson, House Bill No. 246 was withdrawn from the House.

LOCAL BILLS REFERRED TO CALENDAR AND RULES

In accordance with rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 458, 562, 849, 884 and 906.

ENGROSSED BILLS

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 124, 141, 203, 228, 277, 290 and 383; and House Joint Resolutions Nos. 89, 91 and 96; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the

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Governor the following: House Bills Nos. 81, 176, 324 and 325; and House Joint Resolutions Nos. 51, 53, 54, 56, 61, 65, 67 and 70; for his action.

MARILYN EVELYN HAND,
Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.

51—To regulate licenses, sale, alcoholic beverages;

230—To amend Title 67, Chapter 20, Code;

284—To amend Title 62, Chapter 2, Code;

425—To regulate compensation, Commissioners of the Poor, certain counties;

605—To amend Section 67-3012, Code;

801—To erect sign, I-81;

941—To create jury law, Knox County;

973—To regulate air pollution control program, Knox County; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 111—Yelton

House Bill No. 316—Clark (Davidson)

House Bill No. 749—Crain

House Bill No. 878—Montgomery

House Bill No. 935—Bell (Wilson), Gill, Naifeh

House Bill No. 973—Lashlee

House Joint Resolution No. 72—Miller (Co-prime)

SPONSOR REMOVED

On motion of Mr. Covington, his name was removed as sponsor of House Bill No. 877.

On motion of Mr. Burnett the House adjourned until 10:00 a.m. tomorrow.